

# House Study Bill 65

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
NATURAL RESOURCES BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the regulation of vessels by increasing  
2 certain boat registration fees, and pilot and engineer  
3 licensing fees, providing for increased inspections of  
4 registered boats, and appropriating the moneys collected to  
5 the state fish and game protection fund.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
7 TLSB 1357DP 80  
8 av/sh/8

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1 1 Section 1. Section 462A.5, subsection 3, Code 2003, is  
1 2 amended to read as follows:  
1 3 3. The registration fees for vessels subject to this  
1 4 chapter are as follows:  
1 5 a. For vessels of any length without motor or sail, ~~five~~  
1 6 ~~eight~~ dollars.  
1 7 b. For motorboats or sailboats less than ~~twelve~~ sixteen  
1 8 feet in length, ~~eight~~ fifteen dollars.  
1 9 c. For motorboats or sailboats ~~twelve~~ sixteen feet or  
1 10 more, but less than ~~fifteen~~ twenty-six feet in length, ~~ten~~  
1 11 twenty-five dollars.  
1 12 ~~d. For motorboats or sailboats fifteen feet or more, but~~  
1 13 ~~less than eighteen feet in length, twelve dollars.~~  
1 14 ~~e. For motorboats or sailboats eighteen feet or more, but~~  
1 15 ~~less than twenty-five feet in length, eighteen dollars.~~  
1 16 ~~f. d. For motorboats or sailboats twenty-five twenty-six~~  
1 17 ~~feet in length or more, twenty-eight thirty-five dollars.~~  
1 18 Every registration certificate and number issued becomes  
1 19 delinquent at midnight April 30 of odd-numbered years unless  
1 20 terminated or discontinued in accordance with this chapter.  
1 21 After January 1 in odd-numbered years, an unregistered vessel  
1 22 and a renewal of registration may be registered for the two=  
1 23 year registration period beginning May 1 of that year. After  
1 24 January 1 in even-numbered years, unregistered vessels may be  
1 25 registered for the remainder of the current registration  
1 26 period at fifty percent of the appropriate registration fee.  
1 27 If a timely application for renewal is made, the applicant  
1 28 shall receive the same registration number allocated to the  
1 29 applicant for the previous registration period. If the  
1 30 application for registration for the biennium is not made  
1 31 before May 1 of each odd-numbered year, the applicant shall be  
1 32 charged a penalty of five dollars.  
1 33 Sec. 2. Section 462A.20, unnumbered paragraph 1, Code  
1 34 2003, is amended to read as follows:  
1 35 ~~Any person having A vessel, either for hire or offered for~~  
2 1 ~~hire, upon any waters of this state under the jurisdiction of~~  
2 2 ~~the commission, any vessel, either for hire or offered for~~  
2 3 ~~hire, must have such vessel and all its appurtenances annually~~  
2 4 ~~may be inspected at any time by representatives of the~~  
2 5 ~~commission or by any peace officer.~~  
2 6 Sec. 3. Section 462A.22, Code 2003, is amended to read as  
2 7 follows:  
2 8 462A.22 ENGINEER OR PILOT LICENSE AND FEES.  
2 9 ~~No~~ A vessel shall not be operated for hire by a pilot or  
2 10 engineer upon the waters of this state under the jurisdiction  
2 11 of the commission unless the pilot or engineer first obtains  
2 12 an engineer's or pilot's license. A pilot's license is  
2 13 required for any person who has charge of the steering or  
2 14 directing of the vessel's course or who does the steering or  
2 15 directs the vessel's course. An engineer's license is  
2 16 required for all operators who have charge of or operate the  
2 17 equipment by which the boat is propelled. If one person acts  
2 18 in a dual or alternate capacity, the person shall first obtain  
2 19 both an engineer's and pilot's license.  
2 20 Any person desiring a pilot's or engineer's license shall

2 21 file an application with the commission upon forms prepared  
2 22 and furnished by the commission. Such license may be issued  
2 23 by the commission only upon recommendation of an officer duly  
2 24 authorized by the commission. Before the officer recommends  
2 25 such a license, the officer shall investigate the competency  
2 26 of the applicant, the applicant's acquaintance with and  
2 27 experience in boat work, habits as to sobriety, mental and  
2 28 physical qualifications for the work, acquaintance with the  
2 29 waters for which application to operate upon is made,  
2 30 familiarity with the laws and regulations pertaining to the  
2 31 vessel operation and all other pertinent matters. Such  
2 32 license shall not be issued to anyone under eighteen years of  
2 33 age.

2 34 The annual fee for a pilot's license is ten dollars. The  
2 35 annual fee for an engineer's license is twenty dollars. All  
3 1 fees for the licensing of pilots and engineers shall be  
3 2 forwarded by the commission to the treasurer of state, who  
3 3 shall place the money in the state fish and game protection  
3 4 fund. The money so collected is appropriated to the  
3 5 commission solely for the administration and enforcement of  
3 6 navigation laws and water safety.

3 7 Engineer's and pilot's licenses shall be in effect only for  
3 8 the calendar year in which such license is issued.

3 9 Sec. 4. Section 462A.52, Code 2003, is amended to read as  
3 10 follows:

3 11 462A.52 FEES REMITTED TO COMMISSION.

3 12 Within ten days after the end of each month, a county  
3 13 recorder shall remit to the commission all fees collected by  
3 14 the recorder during the previous month. Before May 10 in odd=  
3 15 numbered years, a county recorder shall remit to the  
3 16 commission all unused license blanks for the previous  
3 17 biennium. All fees collected for the registration of vessels  
3 18 shall be forwarded by the commission to the treasurer of the  
3 19 state, who shall place the money in ~~a special conservation the~~  
3 20 ~~state fish and game protection~~ fund. The money so collected

3 21 is appropriated to the commission solely for the  
3 22 administration and enforcement of navigation laws and water  
3 23 safety.

3 24 Sec. 5. Section 462A.66, Code 2003, is amended to read as  
3 25 follows:

3 26 462A.66 INSPECTION AUTHORITY.

3 27 An officer of the commission or any peace officer may stop  
3 28 and inspect a vessel being launched, being operated, or being  
3 29 moored on the waters of this state under the jurisdiction of  
3 30 the commission to determine whether the vessel is properly  
3 31 registered, numbered, and equipped as provided under this  
3 32 chapter and rules of the commission. An officer may board a  
3 33 vessel in the course of an inspection if the operator is  
3 34 unable to supply visual evidence that the vessel is properly  
3 35 registered and equipped as required by this chapter and rules  
4 1 of the commission. The inspection shall not include an  
4 2 inspection of an area that is not essential to determine  
4 3 compliance with the provisions of this chapter and rules of  
4 4 the commission.

4 5 Sec. 6. Section 462A.21, Code 2003, is repealed.

4 6 EXPLANATION

4 7 This bill relates to vessel regulation, increases the  
4 8 registration fees for certain vessels subject to Iowa's water  
4 9 navigation regulations, and abolishes the separate inspection  
4 10 fees. The bill also provides that a vessel, either for hire  
4 11 or offered for hire, is subject to inspection at any time by  
4 12 representatives of the natural resource commission or by any  
4 13 peace officer rather than just annually.

4 14 The bill increases the annual fees for a pilot's or  
4 15 engineer's license to operate a vessel for hire.

4 16 The bill provides that all fees collected by the natural  
4 17 resource commission, including the vessel registration fees  
4 18 and the pilot's and engineer's license fees, shall be  
4 19 forwarded by the commission to the treasurer of state, shall  
4 20 be placed in the state fish and game protection fund, and are  
4 21 appropriated by the general assembly to the commission solely  
4 22 for the administration and enforcement of navigation laws and  
4 23 water safety.

4 24 The bill repeals Code section 462A.21, which relates to  
4 25 inspections and annual fees for inspections of vessels  
4 26 operated for hire.

4 27 LSB 1357DP 80

4 28 av/sh/8.1